

Memorandum

TO: CITY COUNCIL

FROM: Mayor Chuck Reed
Councilmember Pierluigi Oliverio
Councilmember Pete Constant

SUBJECT: COMPETITION POLICY

DATE: January 23, 2009

Approved

Date

1/23/09

Chuck Reed

Pierluigi Oliverio

RECOMMENDATION

1. Accept staff's report and accept the memorandum from Councilmembers Campos, Pyle, Herrera, and Kalra directing staff to return with recommendations for adding the Councilmembers' proposals to the existing Competition Policy.
2. Direct staff to add the following procedures when returning with the recommendations:
 - a. Allow Councilmembers to submit to staff any current or past City contracts they feel have been conducted "with little oversight, questionable accountability systems, a lack of community involvement, and/or sub-standard employment standards."
 - b. Staff shall identify any gaps in our current policies and procedures which have led to contractual problems.
 - c. Staff shall conduct outreach to the following stakeholders:
 - i. Team San Jose
 - ii. Nonprofit Organizations that contract with the City
 - iii. Chambers of Commerce
 - iv. Labor Groups and the South Bay Labor Council
3. Direct staff to conduct a workload assessment and report back to the Rules and Open Government Committee. Stakeholder outreach shall be considered in the workload assessment.

BACKGROUND

The City cannot be content to accept a baseline for outsourced work that is below the standards of the community. Therefore, policymakers must have knowledge of the types of problems that have occurred during the administration of past City contracts and how the enactment of new policies would improve the contracting process. A process that does not include outreach to stakeholders would be incomplete.